

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DISTRICT

THE DEPARTMENT OF THE TREASURY OF  
THE STATE OF NEW JERSEY AND ITS  
DIVISION OF INVESTMENT, on behalf of itself  
and all others similarly situated,

Plaintiff,

v.

CLIFFS NATURAL RESOURCES INC.,  
JOSEPH CARRABBA, LAURIE BRLAS,  
TERRY PARADIE, and DAVID B. BLAKE,

Defendants.

Case No. 1:14-cv-1031

Judge Dan Aaron Polster

Magistrate Judge Greg White

**NOTICE OF LEAD PLAINTIFF'S UNOPPOSED MOTION FOR  
(I) PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT,  
(II) CERTIFICATION OF THE SETTLEMENT CLASS, AND  
(III) APPROVAL OF NOTICE TO THE SETTLEMENT CLASS**

TO: All Counsel of Record

PLEASE TAKE NOTICE that upon the Stipulation and Agreement of Settlement with  
Individual Defendants dated March 10, 2016 (the "Stipulation"),<sup>1</sup> attached hereto as Exhibit A,  
the accompanying memorandum of law filed simultaneously herewith, and all prior proceedings  
in this action, Lead Plaintiff, The Department of the Treasury of the State of New Jersey and its  
Division of Investment, pursuant to Rule 23 of the Federal Rules of Civil Procedure, now moves  
this Court before the Honorable Dan Aaron Polster at the United States District Court, Northern  
District of Ohio, Eastern Division, Courtroom 18B of the Carl B. Stokes United States Court

---

<sup>1</sup> All capitalized terms used herein that are not otherwise defined herein have the meanings ascribed to them in the Stipulation.

House, 801 West Superior Avenue, Cleveland, Ohio 44113-1837, at a date and time to be determined by the Court, for an Order granting:

- (1) Preliminary approval of the proposed Settlement of this class action which, if granted final approval, would resolve this action in its entirety;
- (2) Certification of the proposed Settlement Class;
- (3) Approval of the form, content and manner of the class notices to Settlement Class Members; and
- (4) Scheduling of a hearing, and certain deadlines related thereto, on final approval of the Settlement, the proposed Plan of Allocation and Lead Counsel's application for an award of attorneys' fees and reimbursement of litigation expenses.

Pursuant to the terms of the Stipulation, this motion is unopposed by Defendants. The Settling Parties' agreed-upon form of proposed Preliminary Approval Order, with exhibits thereto, is attached as Exhibit B to this Notice of Motion.

Dated: March 11, 2016

Respectfully submitted,

/s/ Scott D. Simpkins

John R. Climaco (0011456)  
Scott D. Simpkins (0066775)  
**CLIMACO WILCOX PECA TARANTINO  
& GAROFOLI CO., LPA**  
55 Public Square, Suite 1950  
Cleveland, Ohio 44113  
Telephone: (216) 621-8484  
Facsimile: (216) 771-1632  
jrclim@climacolaw.com  
sdsimp@climacolaw.com

*Local Counsel for Lead Plaintiff, The  
Department of the Treasury of the State of New  
Jersey and its Division of Investment, and the  
Settlement Class*

James A. Harrod  
Jeremy P. Robinson  
Rebecca E. Boon  
Adam D. Hollander  
**BERNSTEIN LITOWITZ BERGER  
& GROSSMANN LLP**  
1251 Avenue of the Americas  
New York, New York 10020  
Telephone: (212) 554-1400  
Facsimile: (212) 554-1444  
jim.harrod@blbglaw.com  
jeremy@blbglaw.com  
rebecca.boon@blbglaw.com  
adam.hollander@blbglaw.com

Michael B. Himmel  
Michael T.G. Long  
Jamie R. Gottlieb  
Joseph A. Fischetti  
Brandon M. Fierro  
**LOWENSTEIN SANDLER LLP**  
65 Livingston Avenue  
Roseland, New Jersey 07068  
Telephone: (973) 597-2500  
Facsimile: (973) 597-2400  
mhimmel@lowenstein.com  
mlong@lowenstein.com  
jgottlieb@lowenstein.com  
jfischetti@lowenstein.com  
bfierro@lowenstein.com

*Lead Counsel for Lead Plaintiff, The Department  
of the Treasury of the State of New Jersey and its  
Division of Investment, and the Settlement Class*